

UNITED STATES RAILWAY EQUIPMENT CO.

A SUBSIDIARY OF  EVANS PRODUCTS COMPANY

TRANSPORTATION SYSTEMS & INDUSTRIAL GROUP

2200 EAST DEVON AVENUE, DES PLAINES, ILLINOIS 60018 (312) 297-3200

7-264A061

SEP 21 2 10 PM '77

I. C. C.
FEE OPERATION BR.

SEP 21 1977

Date

Fees \$ 16

CC Washington, D. C.

September 20, 1977

RECORDATION NO. 8293-B Filed & Recorded

SEP 21 1977 - 2 15 PM

Office of the Secretary
Interstate Commerce Commission
Washington, D.C. 20423

INTERSTATE COMMERCE COMMISSION

Re: Release and Reassignment Dated As
of September 1, 1977, Issue AC

Gentlemen:

Pursuant to Section 20c of the Interstate Commerce Act and the rules and regulations promulgated thereunder, as amended, we hand you herewith for filing ten (10) fully executed counterparts of the above referenced Release and Reassignment.

The parties to the Release and Reassignment are:

Releasor: Bank of America National Trust & Savings Association
55 California Street - 41st Floor
San Francisco, California 94137

Releasee: United States Railway Leasing Company
2200 East Devon Avenue
Des Plaines, Illinois 60018

The Release and Reassignment refers to that certain Chattel Mortgage dated as of March 1, 1976 and recorded with the Interstate Commerce Commission as Recordation No. 8293 and a certain Assignment of Lease dated as of March 1, 1976 and recorded with the Interstate Commerce Commission as Recordation No. 8293-A. Accordingly, the Release and Reassignment should be recorded as sub-files under such numbers.

8293-B



Office of the Secretary
Page Two - September 20, 1977

Since the above mentioned documents are being delivered to you by hand, we would appreciate it if you could return to the person delivering the same duly stamped copies of the documents not required to be kept by you. If this is not possible, please return the same by mail to:

I. Walter Deitch, Esq.
Rosenthal and Schanfield
55 East Monroe Street, Suite 4620
Chicago, Illinois 60603

Enclosed is Rosenthal and Schanfield Check No. 21651 in the amount of \$10.00 in payment of all recording and filing fees.

Very truly yours,

UNITED STATES RAILWAY LEASING
COMPANY

BY:


Assistant Secretary

LS:nev
Enclosures

Interstate Commerce Commission
Washington, D.C. 20423

9/21/77

OFFICE OF THE SECRETARY


I. Walter Deitch
Rosenthal and Schanfield
55 East Monroe Street, Suite 4620
Chicago, Illinois 60603

Dear **Sir:**

The enclosed document(s) was recorded pursuant to the
provisions of Section 20(c) of the Interstate Commerce Act,
49 U.S.C. 20(c), on **9/21/77** at **2:15pm**,
and assigned recordation number(s)

8293-B & 6574-A, 4972-B, 5068-B

Sincerely yours,


H.G. Homme, Jr.
Acting Secretary

Enclosure(s)

SE-30-T
(6/77)

112
RECORDATION NO. 8293-B
Filed & Recorded

SEP 21 1977 - 2 15 PM

RELEASE AND REASSIGNMENT

INTERSTATE COMMERCE COMMISSION

KNOW ALL MEN BY THESE PRESENTS, that,

WHEREAS, UNITED STATES RAILWAY EQUIPMENT CO., an Illinois corporation (the "Company") has heretofore executed and delivered a certain Chattel Mortgage (Railroad Equipment Security Agreement) dated March 1, 1976 (the "Security Agreement") from the Company to BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION, a national savings association (the "Mortgagee"); and

WHEREAS, the Mortgagee has loaned to the Company a principal amount not in excess of \$2,259,000 as evidenced by that certain Equipment Promissory Note, Issue AC of the Company payable to the order of the Mortgagee and dated April 21, 1976 (the "Note"); and

WHEREAS, as security for the Note and the performance of the obligations set forth in the Agreement, the Company has granted a security interest to the Mortgagee in certain mortgaged property as defined in the Security Agreement (the "Mortgaged Property"); and

WHEREAS, the Security Agreement has been filed for record in the offices of the Interstate Commerce Commission in Washington, D.C. on April 19, 1976 as Recordation No. 8293; and

WHEREAS, pursuant to that certain Assignment of Lease, dated as of March 1, 1976 (the "Assignment") as additional security for the Note, the Company has assigned to the Mortgagee all of its rights, titles and interest in and to that certain Lease Agreement between the Company and

Chicago, Rock Island and Pacific Railroad Company dated January 15, 1974, as amended, and filed for record in the offices of the Interstate Commerce Commission in Washington, D. C. on January 18, 1974 as Recordation No. 7307, as amended (the "Lease"); and

WHEREAS, the Assignment has been filed for record in the offices of the Interstate Commerce Commission in Washington, D. C. on April 19, 1976 as Recordation No. 8293-A; and

WHEREAS, the Security Agreement provides that upon performance of the covenants contained therein and payment to the Mortgagee of the full amount of both principal and interest of the Note secured thereby, said Security Agreement shall be and become void and of no further force and effect; and

WHEREAS, the Assignment provides that upon full discharge of all indebtedness secured by the Security Agreement, said Assignment shall terminate and all estate, rights, titles and interest of the Mortgagee in and to the Lease shall cease and revert to the Company; and

WHEREAS, the Company has performed the covenants contained in the Security Agreement and the Company has paid, or contemporaneously with the execution and delivery hereof by the Mortgagee will pay, the Note;

NOW, THEREFORE, the Mortgagee does hereby release, reassign, remise and quit-claim to and unto the Company all the rights, titles and interests which the Mortgagee acquired or may have acquired under and by virtue of the Security Agreement in and to the Mortgaged Property, and the Mortgagee does hereby release, reassign, remise and quit-claim to and

STATE OF CALIFORNIA)

) SS.

CITY AND COUNTY OF SAN FRANCISCO)

I, MOLLIE M. SWIRES, a Notary Public in and for and residing in the said County in the State aforesaid, do hereby certify that ROBERT A. DANL, personally known to me to be a Vice President of Bank of America National Trust and Savings Association, and JAMES C. PLASTINO, personally known to me and known to me to be an Assistant Secretary of Bank of America National Trust and Savings Association, whose names are subscribed to the within instrument, appeared before me this day in person and severally acknowledged that they being thereunto duly authorized and as such Vice President and Assistant Secretary, they signed and delivered the said instrument of writing as Vice President and Assistant Secretary of Bank of America National Trust and Savings Association, and caused the seal of said national banking association to be thereunto affixed, as their free and voluntary act and as the free and voluntary act and deed of said national banking association, for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 15th
day of SEPTEMBER, 1977.

Notary Public

My Commission Expires:

10/03/29

[N O T A R I A L S E A L]

